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17 Attorneys for Petitioner
18 CINTAS CORPORATION

19 UNITED STATES DISTRICT COURT
20 MIDDLE DISTRICT OF ALABAMA

21 CINTAS CORPORATION, a Washington
22 Corporation,

23 Petitioner,

24 vs.

25 Randall M. Cornelius, Cody A. Hammons,
26 Lamont Johnson, Robert Joiner, Ben Moye
27 Jr., Barney Parson III, Robe Simmons,
Clayton Robert Smith, Antwan Terrell,
individuals,

Respondents.

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DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

Case No.

2:06CV 227-DRB

**DECLARATION OF MARK C. DOSKER
IN SUPPORT OF PETITION FOR ORDER
DIRECTING ARBITRATION TO
PROCEED IN THE MANNER PROVIDED
FOR IN WRITTEN AGREEMENT FOR
ARBITRATION, IN ACCORDANCE
WITH THE TERMS OF THE
AGREEMENT, PURSUANT TO
9 U.S.C. §4**

1 I, MARK C. DOSKER, declare as follows:

2 1. I am an attorney at law licensed to practice before all state and federal courts
3 located in the State of California, and various other federal courts, and I am a partner in the law
4 firm of Squire, Sanders & Dempsey L.L.P. I am lead counsel of record for Cintas Corporation in
5 the action entitled *Veliz et al v. Cintas Corporation*, Case No. C-03-1180 (N.D. Cal.) (hereinafter
6 "the Northern California Action"). The matters set forth below are within my personal
7 knowledge, and if called upon as a witness, I could and would testify competently thereto.

8
9 2. Attached as Exhibit 3 to the Request for Judicial Notice submitted herewith is a
10 true and correct copy of excerpts of the Reporter's Transcript of Proceedings of the October 18,
11 2005 hearing in the Northern California Action. Respondents -- through their counsel in the
12 Northern California Action -- announced at that hearing that they do not intend to arbitrate in
13 accordance with the terms of their enforceable agreements with Cintas, in that they will not
14 comply with the place-of-arbitration terms in their agreements, by announcing that they will
15 instead seek to proceed in a single arbitration in San Francisco before an arbitrator in San
16 Francisco (the Honorable Bruce Meyerson), rather than in the separate places required as to each
17 Respondent in his or her arbitration agreement. Exh. 3 to Request for Judicial Notice at 87:15-18.

18 3. In a teleconference on March 1, 2006 in which I participated, Respondents hereto
19 again stated unequivocally through an attorney who is their counsel in the Northern California
20 Action -- Michael Rubin of Altshuler, Berzon, Nussbaum, Rubin & Demain -- that they do not
21 intend to arbitrate in accordance with the terms of their enforceable agreements with Cintas, by
22 stating that they will seek to proceed in a single arbitration in San Francisco, instead of complying
23 with the place-of-arbitration terms in each of their agreements.

24 I declare under penalty of perjury under the laws of the United States of America that the
25 foregoing is true and correct. Executed on March 7, 2006, at San Francisco, California.

26
27 
28 Mark C. Dosker